

Sector #  
2921 #3  
PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the Application of:

FALLON ET AL.

CASE NO.: CL-1035

APPLICATION NO.: 09/116,502

GROUP ART UNIT: 1633

FILED: 07/16/98

EXAMINER: UNKNOWN

FOR: TRANSFORMED YEAST STRAINS AND  
THEIR USE FOR THE PRODUCTION OF  
MONOTERMINAL AND DITERMINAL  
ALPHATIC CARBOXYLATES

**RESPONSE TO NOTICE TO FILE MISSING  
PARTS OF APPLICATION-FILING DATE GRANTED**



Assistant Commissioner for Patents  
Washington, DC 20231

Attention: Box Missing Parts

Sir:

In response to the Notice to File Missing Parts of Application mailed September 4, 1998 (a copy of which is attached), enclosed is a Declaration for the above-referenced application. Please charge the \$130.00 surcharge fee applicable for filing the Declaration on a date later than the filing date to Deposit Account 04-1928 (E. I. du Pont de Nemours and Company). If the fee is insufficient or incorrect, please charge or credit the balance to the above-identified account.

Respectfully submitted,

*Linda Axamethy Floyd*  
LINDA AXAMETHY FLOYD  
ATTORNEY FOR APPLICANTS  
REGISTRATION NO. 33,692  
TELEPHONE: 302-892-8112

Dated:

*18 September 1998*

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING OR RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/116,502	SEP 21 1998	FALLON	R CL-1035

0242/0904  
LINDA AXAMETHY FLOYD  
E. I. DU PONT DE NEMOURS AND COMPANY  
LEGAL - PATENTS  
1007 MARKET STREET  
WILMINGTON DE 19898  
09/28/1998 ASELMAN 00000038 041928 09116502

NOT ASSIGNED

1633

DATE MAILED:

09/04/98

01 FC:105 130.00 CH

**NOTICE TO FILE MISSING PARTS OF APPLICATION**

*Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of  \$65.00 for a small entity in compliance with 37 CFR 1.27, or  \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

small entity (statement filed)  non-small entity is \$ 130.00.

1. The statutory basic filing fee is:

- missing
- insufficient

*Applicant must submit \$ [redacted] to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*

2. Additional claim fees of \$ [redacted], including any multiple dependent claim fees, are required.

\$ [redacted] for independent claims over 3.

\$ [redacted] for dependent claims over 20.

\$ [redacted] for multiple dependent claim surcharge.

*Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.*

3. The oath or declaration:

- is missing or unexecuted.
- does not cover the newly submitted items.
- does not identify the application to which it applies.
- does not include the city and state or foreign country of applicant's residence.

*An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date, is required.*

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

*An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.*

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

*See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."*

9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts".

*A copy of this notice MUST be returned with the reply.*

*M. Middleton*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE